

Status Hearing Re: Petition for Final Distribution

DOD: 01/21/2010	DOUGLAS J. GEIST , was appointed Administrator with full IAEA authority with bond set at \$400,000.00 on 05/04/2010.	NEEDS/PROBLEMS/COMMENTS: Minute Order dated 3/11/15 states Counsel reports that he was finally able to make contact with Katherine Murphy yesterday afternoon; he requests 6 weeks continuance in order for Ms. Murphy to complete her work. 1. Need Petition for Final Distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties
	Letters issued on 05/20/2010.	
	Inventory and Appraisal filed on 08/06/2010 shows an estate valued at \$333,944.84 .	
Cont. from 062014, 091014, 121014 , 031115	Order Settling First Account and Report of Personal Representative filed 07/03/2013.	
Aff.Sub.Wit.	Minute Order of 07/03/2013 set this matter for Status Hearing. Bond reduced to \$55,000.00.	
Verified	Former Status Report filed on 09/04/2014 by Attorney James E. Shekoyan states this estate is the beneficiary of the Estate of Marilyn Alice Geist (San Francisco County Superior Court Case No. PES-07-290788). The Estate of Marilyn Alice Geist was distributed in June 2012 reserving closing costs. Since that time, Petitioner and Petitioner's attorney have repeatedly attempted to contact Petitioner's attorney in the San Francisco case, Kathy Murphy, requesting that the estate be closed and Petitioner's bond in that estate be discharged.	
Inventory	In May 2014, Petitioner's attorney spoke with Ms. Murphy. Ms. Murphy indicated that there was a tax problem with the estate and that she would resolve the issue shortly. As of this date, neither Petitioner nor his attorney have heard from Ms. Murphy. On 08/28/2014, Petitioner's attorney sent Ms. Murphy a letter requesting the distribution from the Marilyn Geist Estate. A copy of the letter is attached. Ms. Murphy has not yet responded to the letter.	
PTC	In light of the foregoing, Petitioner requests a continuance of this status hearing for at least two months to allow Ms. Murphy to resolve the tax issue, distribute the balance of the funds, and discharge Petitioner's bond in that estate.	
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

Reviewed by: LV /KT for 4/22/15

Reviewed on: 4/22/15

Updates:

Recommendation:

File 1 - Geist

Johnson, Steven J. (Pro Per – Father – Petitioner)

Coles, Robert Glenn (Pro Per – Maternal Great-Grandfather – Guardian – Objector)

Coles, Shirley Marie (Pro Per – Maternal Great-Grandfather – Guardian – Objector)

Petition for Visitation

	See petition for details.	NEEDS/PROBLEMS/COMMENTS:
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		1. On 4/20/15, an order was entered consolidating this matter with the pending Family Law matter and staying Probate Guardianship proceedings. Therefore, it does not appear this matter can go forward in the Probate Court. If this matter goes forward, the Court may require notice to the following relatives:
		- Paternal Grandmother Pamela Johnson
		- Maternal Grandfather Jeffrey Freeman
		- Maternal Grandmother Christina Basham
		Reviewed by: skc
		Reviewed on: 4/17/15
		Updates:
		Recommendation:
		File 2 - Freeman

Conservator Elpidio Gamez (pro per)

Conservator Maria Gamez (pro per)

Order to Show Cause Re: Failure to File Proof of the Increased Bond

		ELPIDO GAMEZ and MARIA L. GAMEZ, Co-Conservators, filed their 2 nd Account Current on 12/01/14. On 02/25/14, the Court approved the 2 nd Account Current and ordered that the conservator's bond be increased to \$49,232.39 and set a hearing for status regarding increased bond. Minute Order dated 4/15/15 set this Order to Show Cause to Elpidio Gamez and Maria L. Gamez as to why they should not be removed as Co- Conservators for failure to file proof of the increased bond. Elpidio Gamez and Maria Gamez are ordered to be personally present in court on 4/22/15.	NEEDS/PROBLEMS/COMMENTS: 1. Need bond in the amount of \$49,232.39
Cont. from			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: KT	
		Reviewed on: 4/20/15	
		Updates:	
		Recommendation:	
		File 3 - Gamez	

Attorney Bianco, John P., of Bianco Law Firm, Visalia (for Petitioner Betsy K. McMillan)

Report and Petition for Final Distribution on Waiver of Accounting

DOD: 10/23/2011		BETSY K. McMILLAN , daughter and Executor, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: Notes:
		Accounting is waived.	
Cont. from		I & A — \$136,867.01	<ul style="list-style-type: none"> Based upon Paragraph 19 of the <i>Petition</i> indicating \$19,886.08 cash remains on hand in the estate, the proposed order has been interlineated to comply with Local Rule 7.6.1(A) providing that monetary distributions must be stated in cash dollar amounts, as follows: each beneficiary shall be distributed \$1,962.30 (which is 25% of the cash after deduction of statutory attorney fees and commissions, costs advanced, and closing reserve.) Each distribution in the proposed order has been interlineated to reflect the APN 558-031-26 for the real property at 1265 N. Locan, as stated in the <i>Inventory</i> filed 3/14/2012. Closing costs were requested in the initial <i>Petition for Final Distribution</i> at \$100.00; in the Amended <i>Petition</i>, they are requested at \$500.00, without explanation. Pursuant to recently adopted Local Rule 7.12.6(D), no closing reserve funds shall be used for attorney fees or personal representative commissions, and no payment of fees to attorneys, personal representatives, or others shall be made without prior Court approval. Proposed order has been interlineated at Paragraph 5, page 10, to reflect that all closing reserve funds not expended for closing expenses shall be distributed to the beneficiaries in equal shares.
<input type="checkbox"/>	Aff.Sub.Wit.	POH — \$126,886.08 [\$19,886.08 is cash]	
<input checked="" type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory	Executor — \$5,079.00 (statutory)	
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.	Attorney Bianco — \$2,539.50 (half of statutory of \$5,079.00; divided equally by agreement of Attorney Garland for the estate of Joanne Sanoian;)	
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W/	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.	Attorney Sanoian — \$2,539.50 (proportionate share of statutory fee to estate of former Attorney Joanne Sanoian, by agreement of Attorney Garland for the estate;)	
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters	010512	
<input type="checkbox"/>	Duties/Supp	Attorney Sanoian Costs— \$943.90 (payable to estate of Attorney Sanoian for filing fees, publication, certified copies, probate referee;)	
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report	Attorney Bianco Costs — \$435.00 (filing fee)	
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order	Closing — \$500.00	
<input type="checkbox"/>	Aff. Posting	~Please see additional page~	Reviewed by: LEG
<input type="checkbox"/>	Status Rpt		Reviewed on: 4/17/15
<input type="checkbox"/>	UCCJEA		Updates:
<input type="checkbox"/>	Citation		Recommendation:
<input checked="" type="checkbox"/>	FTB Notice		File 4 – Castle

Distribution pursuant to Decedent's Will is to:

- **JOHN HILL CASTLE – [\$1,962.30 cash]**, an undivided $\frac{1}{4}$ interest in Decedent's **50%** interest in **3** parcels of real property; and an undivided $\frac{1}{4}$ interest in household furniture and furnishings;
- **TANYA LEIGH McKINNON – [\$1,962.30 cash]**, an undivided $\frac{1}{4}$ interest in Decedent's **50%** interest in **3** parcels of real property; and an undivided $\frac{1}{4}$ interest in household furniture and furnishings;
- **BETSY KEY McMILLAN – [\$1,962.28 cash]**, an undivided $\frac{1}{4}$ interest in Decedent's **50%** interest in **3** parcels of real property; and an undivided $\frac{1}{4}$ interest in household furniture and furnishings;
- **DIANTHA JILL BEWARDER – [\$1,962.30 cash]**, an undivided $\frac{1}{4}$ interest in Decedent's **50%** interest in **3** parcels of real property; and an undivided $\frac{1}{4}$ interest in household furniture and furnishings;

DOD: 10/3/1994	ROBERT L. JOHNSON was appointed Administrator without bond and with Limited IAEA authority on 7/31/12.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 100413, 121313, 032814, 072514, 111214	Letters issued 7/31/12.	Continued from 1/21/15. Minute Order states Counsel needs 90 days. If the petition is filed at least 2 court days prior, then no appearance is necessary on 4/22/15.
Aff.Sub.Wit.	I & A filed on 9/11/12 shows an estate valued at \$40,000.00	<p>1. Need first account, petition for final distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p> <p>Examiner notes Sam Johnson Jr. survived the decedent (petition for probate indicates he died in 2004 or 2005) and declaration filed on 7/23/14 states Sam passed away after the decedent. Therefore, the estate of Sam Johnson Jr. is the other beneficiary of this estate and not his two children.</p>
Verified	<p>Minute order dated 7/31/12 set status hearing on 10/4/13 for the filing of the First Account or Petition for Final Distribution. Minute order indicates Mr. Rindlisbacher was present.</p>	
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: KT
		Reviewed on: 4/20/15
		Updates:
		Recommendation:
		File 5- Johnson

6 Felicity Jane Bryson (GUARD/P)**Case No. 12CEPR01086**

Guardian Kelley Denise Galvan (pro per)

Petitioner Margarita Dessiree Hernandez (pro per)

Petition for Termination of Guardianship

		MARGARITA DESSIREE HERNANDEZ , mother, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Need Notice of Hearing. 2. Need proof of service of the Notice of Hearing on: a. Kelley Galvan (guardian) b. Jerry Bryson (father) c. James Bryson (paternal grandfather) d. Adelaide McClane (paternal grandmother) e. Jane Hernandez Allred (maternal grandmother) Note: Declaration of Terra Boland-Ramon states she has tried to serve the father on several occasions but he is evading service. There is a proof of service on the guardian, on the paternal grandfather and maternal grandmother however it is unclear if they served with the Notice of Hearing.
		KELLEY DENISE GALVAN , non-relative, was appointed guardian on 2/5/13.	
Cont. from		Please see petition for details.	
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg	X	
	Aff.Mail	X	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: KT
			Reviewed on: 4/20/15
			Updates:
			Recommendation:
			File 6 - Bryson

DOD: 11/26/12	BETTY PHILLIPS and ROSE LEE LITTLE,	NEEDS/PROBLEMS/COMMENTS:
	sisters, were appointed Co-Executors	
	with full IAEA and without bond on	
	06/11/13. Letters Testamentary were	
	issued on 06/11/13.	
Cont. from 080814, 102314 , 012115	Inventory & Appraisal, partial no. 1, filed	CONTINUED FROM 01/21/15
Aff.Sub.Wit.	02/13/14 - \$615,000.00	Minute Order from 01/21/15 states:
Verified		Mr. Renge represents that the civil
Inventory	Inventory & Appraisal, final, filed	action is pending in approximately 3
PTC	07/17/14 - \$63,096.95	weeks time. If the first account is not
Not.Cred.		filed, Mr. Renge is to file a written
Notice of Hrg	Status Report filed 10/17/14 states: Since	status report prior to the status
Aff.Mail	the last status report, a petition for	hearing on 04/22/15. If the petition is
Aff.Pub.	preliminary distribution was granted	filed at least two court days prior,
Sp.Ntc.	order the sums of \$70,000.00 each to	then no appearance is necessary on
Pers.Serv.	Betty Phillips and Rose Lee Little and the	04/22/15.
Conf. Screen	transfer of real property located at 945	As of 04/20/15, nothing further has
Letters	S. Clovis Ave., Unit J, Fresno to Kimberly	been filed.
Duties/Supp	Dee McLay. A civil action for breach of	
Objections	contract (14CECG02269) was served on	1. Need Account/Report on Waiver
Video Receipt	Karlie Steinhauer, a beneficiary of the	of Account and Petition for Final
CI Report	estate, and Jamie Rust, for collection of	Distribution <u>and/or</u> current written
9202	over \$50,000.00 due and owing to the	status report.
Order	estate. Karlie Steinhauer has made	
Aff. Posting	contact with the attorney and	Reviewed by: JF
Status Rpt	indicated that she is willing to	Reviewed on: 04/20/15
UCCJEA	commence payments on the	Updates:
Citation	contractual sum. It is believed that an	Recommendation:
FTB Notice	agreement can be made with Karlie	File 7 – Kiramidjian
	Steinhauer to settle the debts without a	
	trial. Accordingly, a continuance is	
	requested.	

Petition for Termination of Guardianship

		HAILEY SORRELLS , mother, and JUSTIN SORRELLS , father of Justin, are Petitioners.	NEEDS/PROBLEMS/COMMENTS: CONTINUED FROM 03/04/15 Minute Order from 03/04/15 states: Parties are advised that the Court is going to continue this matter one more time. The investigator is ordered to verify the 2013/2014 change out of Tulare County involving Justin Sorrells.
		JOHNNY CLIFFORD BURT and KIMBERLY BURT , Maternal Grandfather and step-grandmother, were appointed guardians on 1-8-14. – Served by mail with Notice of Hearing only on 02/11/15	1. Need proof of service by mail at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Termination of Guardianship <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: a. Mikenzi's Paternal grandfather
Cont. from 030415			
	Aff.Sub.Wit.		
✓	Verified	Father (Mikenzi): DUANE BRANNUM - Served by mail with Notice of Hearing only on 02/11/15	
	Inventory		
	PTC	Paternal Grandfather (Mikenzi): UNKNOWN Paternal Grandmother (Mikenzi): VIOLA BRANNUM - Served by mail with Notice of Hearing only on 02/11/15	
	Not.Cred.		
✓	Notice of Hrg	Paternal Grandfather (Justin): TOBIE SORRELLS – consents and waives notice Paternal Grandmother (Justin): LEITA TEAGUE – consents & waives notice	
✓	Aff.Mail	w/o	
	Aff.Pub.	Maternal Grandmother: SHELLEY O'HANESIAN – consents and waives notice	
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen	Petitioner states that the guardians have refused to allow Petitioners regular communication and visitation with their children which not only alienates them but other members of the children's family too. Petitioners state that the children don't even reside together in the guardians' home. Mikenzi lives with the guardians, but Justin lives in his great-grandmother's home and only visits the guardians on weekends.	
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
	9202	Court Investigator Julie Negrete filed a report on 02/25/15.	
✓	Order		
	Aff. Posting	Court Investigator Julie Negrete filed a supplemental report on 04/15/15.	
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: JF
			Reviewed on: 04/20/15
			Updates:
			Recommendation:
			File 8 – Burt & Sorrells

Status RE: Receipt for Blocked Account.

[illegible]

10 Gabriella Krystal Simental (GUARD/E)

Case No. 14CEPR00657

Guardian

Simental, Melinda C

Probate Status Hearing

Status Re: Fling Inventory and Appraisal

Age:		NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR</u> Final I&A filed 4/16/15
DOD:		
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: skc
		Reviewed on: 4/20/15
		Updates:
		Recommendation:
		File 10 - Simental

Order to Show Cause RE: Failure to Appear and Failure to File the Inventory and Appraisal

DOD: 4-14-14		RAYNETTE GRANT , Sister, was appointed Executor with Full IAEA with bond of \$60,000.00 on 9-25-14.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 021115, 032515		Bond was filed 10-2-14 and Letters issued 10-16-14.	<u>OFF CALENDAR</u>
<input type="checkbox"/>	Aff.Sub.Wit.	At the hearing on 9-25-14, the Court set status hearing for the filing of the Inventory and Appraisal for 1-28-15.	
<input type="checkbox"/>	Verified		Final I&A was filed 2-5-15.
<input checked="" type="checkbox"/>	Inventory		Increased bond was filed 4-13-15.
<input type="checkbox"/>	PTC	On 1-28-15, there were no appearances. The Court set this OSC Re Failure to Appear and Failure to file the Inventory and Appraisal and ordered both the attorney and the executor to be personally present in Court on 2-11-15.	Per Minute Order 3-25-15, if the increased bond is filed two court days before the hearing, no appearance will be necessary.
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.	Final I&A was filed 2-5-15 and indicates a total estate value of \$113,395.69 including \$2,486.19 cash, various vehicles and equipment, and a 40% undivided interest in real property.	
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections	Status Report by Attorney filed 3-20-15 states there was an inadvertent error in that the hearing dates of 1-28-15 and 2-1-15 were not posted on his calendar which resulted in his failure to appear. The Inventory and Appraisal of the estate has been filed and there was an assumption that the filing of the I&A removed the hearing from the court calendar. The estate is not in a condition to be closed; there are not yet sufficient funds available for payment of the decedent's debts. The attorney and the Executor will be in Court on 3-25-15 as ordered.	
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		Reviewed by: skc
<input type="checkbox"/>	Status Rpt		Reviewed on: 4-17-15
<input type="checkbox"/>	UCCJEA		Updates:
<input type="checkbox"/>	Citation		Recommendation:
<input type="checkbox"/>	FTB Notice		File 11A - Rowley

12 Margaret B. Williams (Estate)

Case No. 14CEPR00829

Atty Lind, Ruth (for Noel Steele Williams – Son – Executor – Petitioner)

(1) First and Final Report of Executor on Waiver of Account and (2) Petition for Allowance of Compensation to Attorney for Ordinary Services and (3) for Final Distribution

DOD: 7/31/14		NOEL STEELE WILLIAMS , Son and Executor with Full IAEA without bond, is Petitioner. Petitioner is the sole heir and waives accounting. I&A: \$466,957.97 POH: \$466,144.77 (\$296,748.80 cash plus real property and securities) Executor (Statutory): Waived Attorney (Statutory): \$12,339.15 Distribution pursuant to the decedent's will is to: Noel Steele Williams: Entire estate (\$294,409.65 cash plus real property and securities) – See #1.	NEEDS/PROBLEMS/COMMENTS: 1. The proposed order indicates a distribution of <u>\$294,409.65</u> cash plus real property and securities; however, it appears the amount of cash distributable after payment of the attorney's statutory compensation would be <u>\$284,409.65</u> . $\$296,748.80 - \$12,339.15 = \$284,409.65.$ <u>Note:</u> This matter would otherwise be submitted for preapproval but for the above possible typo, which, if corrected, would result in \$10,000.00 less to the heir than is stated in the proposed order.	
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input checked="" type="checkbox"/>	Inventory			
<input checked="" type="checkbox"/>	PTC			
<input checked="" type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input checked="" type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input checked="" type="checkbox"/>	FTB Notice			
Reviewed by: skc				
Reviewed on: 4/20/15				
Updates:				
Recommendation:				
File 12 - Williams				

		TEMPORARY EXPIRES 04/22/15	NEEDS/PROBLEMS/COMMENTS:
		CANDICE ANGELIQUE MOSER , maternal grandmother, is Petitioner.	CONTINUED FROM 03/25/15 1. Need Notice of Hearing re General Guardianship hearing. 2. Need proof of service of Notice of Hearing with a copy of the <i>Petition for Appointment of Guardian of the Person</i> at least 15 days before the hearing <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: a. David Contreras (father) – personal service required b. Roman Garcia (maternal grandfather) – service by mail sufficient
		Father: DAVID CONTRERAS – <i>Declaration of Due Diligence filed 04/03/15</i>	
		Mother: SAMANTHA MOSER – <i>Personally served on 10/16/14 and Consents per minute order of 12/03/14</i>	
		Paternal grandparents: UNKNOWN – <i>Court dispensed with notice on 12/03/14</i>	
		Maternal grandfather: ROMAN GARCIA	
		Petitioner alleges [see Petitioner for details].	
		Court Investigator Samantha Henson filed a report on 11/25/14.	
		Declaration of Justin Harris filed 04/03/15 re Due Diligence for Notice to Biological Father states: An online subscription database search yielded no useful information due to the high number of people using the name David Contreras in Los Angeles. Mr. Harris states that he is aware Mr. Contreras uses the Facebook name "David Cashmeout" and sent a message to him advising of this proceeding and requesting contact info. As of the filing of the report, no response had been received from Mr. Contreras. A search of whitepages.com yielded 15 exact matches and 65 possible matches in the Los Angeles area, however, without any other identifying info or known associates, it was not possible to narrow down the list. Should the court require it, he will send notice to all 15 persons listed. The mother is the one who relayed the information that Mr. Contreras is believed to be the father and that he is in the Los Angeles area. She has provided no other identifying information that could narrow a search. Mr. Harris believes all reasonable efforts to locate Mr. Contreras have been made.	
Cont. from 100714, 120314 , 032515			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	Aff.Mail	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.	<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: JF
			Reviewed on: 04/20/15
			Updates:
			Recommendation:
			File 13 - Moser

Atty Ochoa, Janete M. (pro per – maternal grandmother/Petitioner)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

			<u>TEMPORARY EXPIRES 04/22/15</u>		NEEDS/PROBLEMS/COMMENTS:	
			JANETE OCHOA , maternal grandmother, is Petitioner.		<u>CONTINUED FROM 03/25/15</u>	
			Father: MANUEL KENNEDY – <i>Personally served on 02/05/15</i>			
			Mother: LISA MAYFIELD – <i>Personally served on 02/05/15</i>			
			Paternal grandfather: MANUEL KENNEDY – <i>deceased</i>			
			Paternal grandmother: ISABEL KENNEDY – <i>Personally served on 02/06/15</i>			
			Maternal grandfather: JACK MAYFIELD – <i>deceased</i>			
			Siblings: MANUEL KENNEDY (17), MICHAEL KENNEDY (1), BRANDON GRAHAM (20) – <i>Manuel & Brandon served by mail on 03/09/15</i>			
			Petitioner states that guardianship is needed because the parents are on drugs and living on the streets. The children have been with petitioner for 6 months and they are finally stable and doing well in school.			
			Court Investigator Dina Calvillo filed a report on 12/09/14.			
Cont. from 121714, 032515						
	Aff.Sub.Wit.					
✓	Verified					
	Inventory					
	PTC					
	Not.Cred.					
✓	Notice of Hrg					
✓	Aff.Mail					
	Aff.Pub.					
	Sp.Ntc.					
✓	Pers.Serv.					
✓	Conf. Screen					
✓	Letters					
✓	Duties/Supp					
	Objections					
	Video Receipt					
✓	CI Report					
	9202					
✓	Order					
	Aff. Posting					
	Status Rpt					
✓	UCCJEA					
	Citation					
	FTB Notice					
					Reviewed by: JF	
					Reviewed on: 04/20/15	
					Updates:	
					Recommendation:	
					File 14 - Kennedy	

Attorney Webb, Melissa E. (for Karen Azevedo, Administrator

Probate Status Hearing RE: Filing of the Inventory and Appraisal

DOD: 7/28/2014		NEEDS/PROBLEMS/COMMENTS: OFF CALENDAR <i>Final Inventory and Appraisal filed 4/13/2015</i>
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: LEG Reviewed on: 4/20/15 Updates: Recommendation: File 15 - Azevedo

16 Lillian Gertrude Haught (Estate)

Case No. 14CEPR00984

Executor

Haught, Rex A

Probate Status Hearing

Status RE: Filing of the Inventory and Appraisal.

Age:			<p>NEEDS/PROBLEMS/COMMENTS:</p> <p style="text-align: center;"><u>OFF CALENDAR</u></p> <p>Final I&A filed 4/17/15</p>
DOD:			
Cont. from			
	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			<p>Reviewed by: skc</p> <p>Reviewed on: 4/20/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 16 - Haught</p>

Pro Per Pinson, Brittney (Pro Per Petitioner)

Petition to Determine Succession to Real Property

DOD: 12/1/2006		BRITTANY PINSON , granddaughter, is Petitioner. 40 days since DOD. No other proceedings. I & A - \$65,000.00 Will dated 2/24/1992 devises the entire estate to Decedent's daughter, RUBY GIBBS PINSON . Petitioner requests Court determination that Decedent's 100% interest in real property located at 2489 S. Holly, Fresno, passes to the Petitioner pursuant to Decedent's Will.	NEEDS/PROBLEMS/COMMENTS: Continued from 3/11/2015. Minute Order states the defects listed in the examiner notes remain and no new documents have been filed. Petitioner states she will be hiring an attorney to assist her in this matter. The following issues from the last hearing remain: 1. Need the original Will of the Decedent LOUISE GIBBS to be deposited with the Court pursuant to Probate Code § 8200. Deposit fee of \$50.00 will be due from Petitioner prior to any order for distribution being processed for Petitioner. 2. <i>Supplemental Declaration</i> filed 3/11/2015 states Petitioner is the granddaughter of Decedent and the representative of the Estate of RUBY GIBBS PINSON . However, Petitioner does not provide a copy of <i>Letters Testamentary</i> demonstrating that she is in fact the personal representative of the Estate of Ruby Gibbs Pinson, and Court records do not show such an estate is pending. ~Please see additional page~
Cont. from 121014, 031115			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W/	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Reviewed by: LEG
Reviewed on: 4/20/15
Updates:
Recommendation:
File 17 – Gibbs

NEEDS/PROBLEMS/COMMENTS, continued:

3. *Supplemental Declaration* filed 3/11/2015 states that the Decedent's Will gifted all of Decedent's estate, both real and personal, to Decedent's daughter, **RUBY GIBBS PINSON** (the Petitioner's mother), and that Ruby Gibbs Pinson is now deceased [DOD 6/27/2013], and the property should succeed to the Ruby Gibbs Pinson Estate. However, Court records do not show a proceeding for the **ESTATE OF RUBY GIBBS PINSON** is pending such that distribution to the Petitioner of the assets contained in the **ESTATE OF LOUISE GIBBS** is proper. **RUBY GIBBS PINSON** is in fact named in Decedent's Will as the Decedent's daughter who is devised Decedent's entire estate. Therefore, the personal representative of the **ESTATE OF RUBY GIBBS PINSON** must petition to receive the Decedent's property, which would then be distributed to the heirs of **RUBY GIBBS PINSON**.

18 Beauty Deminson, Chozin Deminson & Asante Tucker (GUARD/P)
Case No. 14CEPR01073

Atty Davis, Yvonne (pro per – maternal grandmother/Petitioner)
 Atty Davis, Derrell (pro per – maternal grandfather/Petitioner)
 Atty Deminson, Quiana (pro per Mother/objector)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

TEMPORARY EXPIRES 04/22/15			NEEDS/PROBLEMS/COMMENTS:
YVONNE DAVIS and DERRELL DAVIS , maternal grandparents, are Petitioners.			CONTINUED FROM 03/04/15 Minute Order from 03/04/15 states: The Court is advised that the paternal grandfather's name is Robert Deminson, Sr., and he is residing in Fresno on Martin Luther King Blvd. The Court is further advised that the paternal grandmother's name is Barbara Ann Jenkins Thomas and she resides in Ruston, Louisiana. The Petitioner is provided a copy of the examiner notes and directed to cure the defects.
Father (Beauty & Chozin): ROBERT DEMINSON III – Declaration of Due Diligence filed 02/24/15 states that no information concerning his whereabouts has come up.			
Father (Asante): ASANTE TUCKER - Deceased			
Mother: QUIANA DEMINSON			
Paternal grandfather (Beauty & Chozin): ROBERT DEMINSON, SR. – served by mail on 03/30/15 (Robert Deminson, Jr. also served by mail on 03/30/15)			
Paternal grandmother (Beauty & Chozin): BARBARA DEMINSON (Jenkins Thomas) – Declaration of Due Diligence filed 04/03/15 states that an address could not be found			
Paternal grandparents (Asante): UNKNOWN			
Petitioners state [see Petition for details].			
Court Investigator Charlotte Bien filed a report on 01/14/15.			
Objections to Guardianship filed by mother, Quiana Davis, on 1/27/15.			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
Cont. from 012815, 030415			
Aff.Sub.Wit.			
✓	Verified		
Inventory			
PTC			
Not.Cred.			
✓	Notice of Hrg		
✓	Aff.Mail	w/	
Aff.Pub.			
Sp.Ntc.			
Pers.Serv. X			
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
Objections			
Video Receipt			
✓	CI Report		
9202			
✓	Order		
Aff. Posting			
Status Rpt			
✓	UCCJEA		
Citation			
FTB Notice			
1. Need proof of service at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person or Consent & Waiver of Notice or Declaration of Due Diligence for: <ol style="list-style-type: none"> Robert Deminson, III – personal service required (unless diligence is found) Barbara Deminson (Jenkins Thomas) – service by mail sufficient (unless diligence is found) Paternal grandparents (Asante) – service by mail sufficient 			
Note: Proof of service filed 04/22/15 states that notice was mailed to the following persons: <ol style="list-style-type: none"> Arlene Sullivan Larry Tucker Jamerire Thomas However, their relationship to the minors is now stated. Need clarification.			
Reviewed by: JF			
Reviewed on: 04/20/15			
Updates:			
Recommendation:			
File 18 – Deminson & Tucker			

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

		See petition for details.	NEEDS/PROBLEMS/COMMENTS: Continued from 3/4/15. As of 4/20/15, nothing further has been filed by the Petitioner. The following issues remain: 1. UCCJEA is incomplete. Need minor's residence information for the past 5 years. 2. Page #5 of the Guardianship Petition – Child Information Attachment (GC 210(CA)) which pertains to whether the child has Native American Ancestry was not completed. Need declaration with page #5 attached. 3. Need Notice of Hearing. 4. Need proof of personal service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: • Ciriaco Hernandez (Father) 5. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: • Maria Hernandez (Paternal Grandfather) • Guadalupe Martinez (Paternal Grandmother) • Maternal Grandparents (Not Listed)	
Cont. from 030415				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg			x
	Aff.Mail			x
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			x
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
Reviewed by: LV				
Reviewed on: 03/03/2015				
Updates: 4/20/15 (skc)				
Recommendation:				
File 19 - Hernandez				

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

		See petition for details.	NEEDS/PROBLEMS/COMMENTS: Continued from 3/11/15. The following issues remain: 1. Need DSS Investigation pursuant to Probate Code §1513(b). 2. Notice of Hearing filed 4/6/15 indicates that the location where the father, Joseph DeJohnette, was personally was at the Fresno County Jail's PO Box. Need clarification: Was the father <u>personally</u> served, as required by Probate Code §1511? Petitioner may wish to contact the facility to coordinate service. 3. Need proof of service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing pursuant to Probate Code §1511 <u>or</u> consent and waiver of notice on: <ul style="list-style-type: none"> Jonae DeJohnette (Minor) 4. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence for: <ul style="list-style-type: none"> Paternal Grandfather Carol Mitchell, Paternal Grandmother, if diligence not found Debra Hughes, Maternal Grandmother <u>Note:</u> According to the minute order, the maternal grandmother is Debra Hughes of Tacoma, WA. Notice of Hearing filed 4/6/15 indicates service on Debra Hillis of Sparaway, WA.	
Cont. from 031115				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			W
	Aff.Pub.			
	Sp.Ntc.			
✓	Pers.Serv.			W
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
Reviewed by: LV				
Reviewed on: 4/20/15 (skc)				
Updates:				
Recommendation:				
File 20- DeJohnette				

			See petition for details.	NEEDS/PROBLEMS/COMMENTS: 1. Although the mother, Stacy Rae Richardson, was present at hearings 1/29/15 and 3/11/15, it does not appear that she has been personally served with Notice of Hearing and a copy of the petition as required by Probate Code §1511.
Cont. from 031115				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	W		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.	X		
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: LV	
			Reviewed on: 4/20/15 (skc)	
			Updates:	
			Recommendation:	
			File 21 - Williams	

Pro Per Estrada, Estrella (Pro Per Petitioner, half-sister)
 Pro Per Aguayo, Beatriz (Pro Per Petitioner, non-relative)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

		TEMPORARY GRANTED ON COURT'S OWN MOTION EXPIRES 4/22/2015	NEEDS/PROBLEMS/COMMENTS:
Cont. from 031815		ESTRELLA ESTRADA , half-sister, and BEATRIZ AGUAYO , non-relative, are Petitioners.	1. Order on Court Fee Waiver filed 4/8/2015 shows Petitioner's fee waiver was denied; therefore, Court filing fee is due of \$225.00 .
	Aff.Sub.Wit.		
✓	Verified	Father: JOSE ESTRADA ; <i>consented in open Court on 3/18/2015.</i>	
	Inventory		
	PTC		
	Not.Cred.	Mother: CHRISTINA RIOS ; <i>Declaration of Due Diligence filed 1/13/2015; and 4/8/2015 per Court's instruction to contact on Facebook for notice; copy of post attached with pertinent information.</i>	
✓	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.	Paternal grandfather: <i>Deceased</i> Paternal grandmother: <i>Deceased</i>	
	Sp.Ntc.		
✓	Pers.Serv.	Maternal grandfather: <i>Deceased</i> Maternal grandmother: <i>Norma Rios; Court dispensed with notice on 3/18/2015.</i>	
✓	Conf. Screen		
✓	Letters	~Please see Petition for details~	
✓	Duties/Supp		
	Objections	Court Investigator's Report was filed on 3/10/2015.	
	Video Receipt		
✓	CI Report		
✓	Clearances		
✓	Order		
	Aff. Posting		Reviewed by: LEG
	Status Rpt		Reviewed on: 4/20/15
✓	UCCJEA		Updates:
	Citation		Recommendation:
	FTB Notice		File 22 – Estrada

Atty Garcia, Maria Magdalena (Pro Per – Paternal Grandmother – Petitioner)

Atty Attashian, Zeppy (for Sarah Kataoka – Mother – Objector)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

			See petition and objections for details.	NEEDS/PROBLEMS/COMMENTS: Pursuant to Minute Order 3/12/15, the temporary guardianship was <u>not</u> extended, but weekend visitation was granted to Ms. Garcia until the general hearing. 1. If diligence is not found, need notice to Unknown Maternal Grandfather pursuant to Probate Code §1511.
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	W		
	Aff.Pub.			
	Sp.Ntc.			
✓	Pers.Serv.	W		
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
✓	Clearances			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 4/20/15	
			Updates:	
			Recommendation:	
			File 23 - Duran	

Atty Reyes, Angelina (Pro Per – Paternal Grandmother – Petitioner)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

			See petition for details.	NEEDS/PROBLEMS/COMMENTS:
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	W		
	Aff.Pub.			
	Sp.Ntc.			
✓	Pers.Serv.	W		
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
✓	Clearances			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 4/20/15	
			Updates:	
			Recommendation:	
			File 24 - Reyes	

Atty Romero, Evelyn Y. (Pro Per – Paternal Grandmother – Petitioner)

Atty Romero, Beningno R. (Pro Per – Paternal Grandfather – Petitioner)

Petition Appoint Temporary Guardian

See petition for details.			NEEDS/PROBLEMS/COMMENTS: <u>Note:</u> The temporary petition requests temporary guardianship be granted to Evelyn Romero only. The general petition requests that guardianship be granted to Evelyn and Pedro Romero as Co-Guardians.
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.	W	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: skc
			Reviewed on: 4/20/15
			Updates:
			Recommendation:
			File 25 - Romero

Atty Bagdasarian, Gary G. (for Eddie Duran – Son – Petitioner)

**Petition for Probate of Letters of Administration; Authorization to Administer Under IAEA
(Prob. C. 8002, 10450)**

DOD: 12/11/14		EDDIE DURAN , Son, is Petitioner and requests appointment as Administrator with Full IAEA without bond. All heirs waive bond. Full IAEA – ok Decedent died intestate Residence: Pinedale, CA Publication: Business Journal Estimated value of estate: Personal property: \$ 70,000.00 Annual income: \$ 700.00 Real property: \$150,000.00 Total: \$220,700.00 Probate Referee: Rick Smith	NEEDS/PROBLEMS/COMMENTS: <u>Note:</u> The Court will set status hearings as follows: <ul style="list-style-type: none"> Wednesday, Sept. 23, 2015 for filing the Inventory and Appraisal Wednesday, July 20, 2016 for filing the First Account or Petition for Final Distribution If the proper items are on file pursuant to Local Rule 7.5, the status hearings may be taken off calendar.	
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W
<input checked="" type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
Reviewed by: skc				
Reviewed on: 4/20/15				
Updates:				
Recommendation: SUBMITTED				
File 26 – Duran				

Attorney Salazar, Steven F. (for Suzanne Elizabeth Dias – Surviving Spouse – Petitioner)

Petition for Letters of Administration; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 11/27/14		SUZANNE ELIZABETH DIAS , Surviving Spouse, is Petitioner and requests appointment as Administrator with Full IAEA without bond. All heirs waive bond. Full IAEA – ok Decedent died intestate Residence: Fresno Publication: Business Journal Estimated value of estate: Real property: \$200,000.00 Probate Referee: Steven Diebert	NEEDS/PROBLEMS/COMMENTS: <u>Note:</u> Page B is a Spousal Property Petition for real property alleged to have been owned by the Decedent and Petitioner as community property (19 acres). The real property that is the subject of this Petition for Probate is the Decedent's separate property (9.13 acres). 1. The waivers of bond are not on the new mandatory Judicial Council Form DE-142 (adopted 1/1/15). The Court may require Form DE-142 to be signed by: - Christopher Dias (son) <u>Note:</u> The Court will set status hearings as follows: <ul style="list-style-type: none"> Wednesday, Sept. 23, 2015 for filing the Inventory and Appraisal Wednesday, July 20, 2016 for filing the First Account or Petition for Final Distribution If the proper items are on file pursuant to Local Rule 7.5, the status hearings may be taken off calendar.	
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			w
<input checked="" type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
Reviewed by: skc Reviewed on: 4/20/15 Updates: Recommendation: File 27A - Dias				

Spousal Property Petition

DOD: 11/27/14		<p>SUZANNE ELIZABETH DIAS, Surviving Spouse, is Petitioner.</p> <p>A Petition for Letters of Administration is filed concurrently with this Spousal Property Petition for administration of the decedent's separate property.</p> <p>Petitioner states she and the decedent were married 1/16/82 in Reno, Nevada, and remained married and continuously lived together as husband and wife until the decedent's death on 11/27/14. At the time of the marriage, the decedent owned no real property. He owned personal property and effects valued at no more than \$750.00 and was not indebted at that time to any significant extent. His net worth was approx. \$750.00. His occupation was farm manager.</p> <p>Petitioner states the community property consisting of 19 acres at 8367 S. Fruit was acquired as community property of the spouses and not as separate property.</p> <p>The decedent inherited other real property as separate property that is the subject of the Petition for Probate (Page A).</p> <p>Petitioner requests Court confirmation that her ½ interest in the 19 acres belongs to her, and the decedent's ½ interest in the property passes to her pursuant to intestate succession.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Petitioner doesn't state when the 19 acres of community property was acquired, or how title was held. The Court may require clarification. The proposed order has #5b checked for additional orders, but no Attachment 5b is included. Need clarification. 	
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 4/20/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 27B – Dias</p>		

DOD: 12/19/14		PUBLIC ADMINISTRATOR is Petitioner and requests appointment as Administrator with Full IAEA. Full IAEA – ok Decedent died intestate Residence: Sanger Publication: Sanger Herald Estimated value of estate: Personal property: \$430,220.00 Probate Referee: Rick Smith	NEEDS/PROBLEMS/COMMENTS: <u>Note:</u> On 6/25/14, the Court appointed Public Guardian as Conservator of the Estate and Maria Begonia Brownson, daughter, as Conservator of the Person in 14CEPR00275. A Partial Inventory and Appraisal has been filed in that matter totaling \$421,000.00, which consisted of real property in Santa Clara and Lassen Counties. On 4/7/15, the status hearing for the filing of the Final Inventory and Appraisal in the conservatorship matter was continued to 7/14/15. 1. Petitioner states the address for the decedent's son Jose Luis Garcia is unknown and he has been missing for 39 years. The Court may require clarification or a declaration of due diligence. 2. Petitioner estimates the estate to contain personal property only valued at \$430,220.00; however, partial Inventory and Appraisal (I&A Partial #1) filed 11/13/14 in the conservatorship 14CEPR00275 included real property in Santa Clara and Lassen Counties with a total value of \$421,000.00. A Final I&A has not yet been filed in that matter. The Court may require clarification. <u>Note:</u> The Court will set status hearings as follows: <ul style="list-style-type: none"> Wednesday, Sept. 23, 2015 for filing the Inventory and Appraisal Wednesday, July 20, 2016 for filing the First Account or Petition for Final Distribution If the proper items are on file pursuant to Local Rule 7.5, the status hearings may be taken off calendar.
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
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<input type="checkbox"/>	Sp.Ntc.		
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<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
Reviewed by: skc Reviewed on: 4/20/15 Updates: Recommendation: File 28 - Garcia			

Attorney Poochigian, Mark S. (for Petitioner Nancy Valdez Mendez)

(1) Petition for Orders Invalidating Power of Attorney, (2) Rescinding Purported Grant Deed, (3) Ordering Conveyance of Property, (4) Imposing Damages Under Probate Code Section 859, (5) Finding Respondent Liable for Elder Abuse, (6) Imposing Constructive Trust, and (7) Determining Entitlement to Property Under Probate Code Section 259

DOD: 10/7/2013		<p>NANCY VALDEZ MENDEZ, daughter, is Petitioner.</p> <p>Petitioner states:</p> <ul style="list-style-type: none"> On or before 8/12/2009, Decedent was diagnosed by Alex Sherriffs, M.D. with severe dementia with or of the Alzheimer's type, indicating at that time the Decedent's memory problems represented a significant threat to her safety and noting that she suffered from severe cognitive impairment overall which compromised her ability to make good judgments; On 7/19/2010, Decedent purportedly executed a General Power of Attorney and Nomination of Conservator (copy attached as Exhibit A); at the time the purported Power of Attorney was allegedly executed, the Decedent was totally impaired and lack the requisite mental capacity to execute a power of attorney; Petitioner contents the purported Power of Attorney is invalid <i>ab initio</i>; The purported Power of Attorney appointed JOEL VALDEZ as Decedent's attorney-in-fact and provided that in the event of his inability to serve, then EDNA T. VALDEZ shall serve as attorney-in-fact; Joel Valdez died 2/13/2011; On 3/28/2012, EDNA T. VALDEZ-GILMORE purportedly as attorney-in-fact for Decedent purportedly executed a purported Grant Deed granting to herself real property on Turner Ave. in Fresno (copy of Grant Deed attached as Exhibit B); Petitioner requests this Court rescind and nullify the purported Grant Deed; <p align="center">~Please see additional page~</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Page 29B</u> is the <i>Petition for Letters of Administration</i> filed by Nancy Valdez Mendez.</p> <p>1. Need proposed order pursuant to Local Rule 7.1.1 (F) providing that a proposed order shall be submitted with all pleadings that request relief.</p>	
Cont. from				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			W/
	Aff.Pub.			
	Sp.Ntc.			
✓	Pers.Serv.			W/
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
	Order			X
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
		<p>Reviewed by: LEG</p> <p>Reviewed on: 4/20/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 29A - Valdez</p>		

Petitioner NANCY VALDEZ MENDEZ states, continued:

- **First Cause of Action – Invalidity of Purported Power of Attorney:** Petitioner alleges that at the time of the alleged execution of the purported Power of Attorney, Decedent was not of sound mind, she was totally impaired, and lacked the requisite mental capacity to execute a power of attorney; Petitioner requests a judicial determination pursuant to Probate Code § 4541 and 4542 that the purported Power of Attorney was void *ab initio* due to the mental incapacity of the Decedent at the time of the execution of the purported Power of Attorney;
- **Second Cause of Action – Rescission and Nullification of Purported Grant Deed on the basis of the Principal's Lack of Capacity to Execute Purported Power of Attorney:** Petitioner alleges that at the time of the alleged execution of the purported Power of Attorney, Decedent was not of sound mind, she was totally impaired, and lacked the requisite mental capacity to execute a power of attorney; Petitioner requests that the purported Grant Deed be rescinded and declared null and void *ab initio* on the basis of invalidity of the purported Power of Attorney;
- **Third Cause of Action – Rescission and Nullification of Purported Grant Deed on the basis of Undue Influence in procuring the purported Power of Attorney:** Petitioner alleges the purported Power of Attorney was executed as a direct result of undue influence exerted by Joel Valdez and Edna T. Valdez-Gilmore, consisting of: making misrepresentations to Decedent and manipulated her in her compromised mental state; without notifying Decedent's family members, took advantage of her diminished capacity and surreptitiously arranged for Decedent to sign the purported Power of Attorney; Decedent was aged and infirm and suffering from dementia and as a result she was easily influenced and controlled by Joel Valdez and Edna T. Valdez, who actively procured the purported Power of Attorney as part of a pattern of conduct aimed at wrongfully gaining control of Decedent's property;
- **Fourth Cause of Action – Rescission and Nullification of Purported Power of Attorney on basis of Fraud:** By engaging in these acts, Edna T. Valdez-Gilmore made fraudulent representations to Decedent to induce her to sign the purported Power of Attorney, knowing they were false and with the intent to induce Decedent to sign the purported Power of Attorney, so that Edna could convey the Decedent's real property to herself per the purported Power of Attorney; as a result of her fraudulent acts, Petitioner has sustained damages in an amount to be proven at trial; Edna's acts were done maliciously, oppressively and with intent to defraud Decedent; punitive and exemplary damages pursuant to Civil Code § 3294 should be awarded in an amount to be proven at trial;
- **Fifth Cause of Action – Transfer of Property under Probate Code § 850:** All of Decedent's assets that Edna wrongfully obtained from Decedent should be returned to Decedent's estate, with any other benefits received during Edna's possession of assets, plus interest on the assets based on the market value at the time of death during the period Edna had the assets in her possession; Decedent died having a claim to real and personal property, including the subject real property; the Court may make an order under Probate Code § 850(a)(2)(D) directing Edna to execute a conveyance or transfer of the real property wrongfully taken by her; Edna took Decedent's property wrongfully and in bad faith; Decedent's estate is entitled to recover from Edna twice the value of the property taken pursuant to Probate Code § 859;

Petitioner NANCY VALDEZ MENDEZ states, continued:

- **Sixth Cause of Action – Elder Abuse under Welfare & Institutions Code § 15610 et seq.:** At all relevant times Decedent was an elder as defined by W&I § 15610.27, and Edna knew or should have known Decedent was an elder and she reposed in Edna her trust and confidence; Edna usurped powers granted under purported Power of Attorney to upset what would otherwise have been distribution of Decedent's assets so Edna would receive the property and Decedent's other children would receive nothing; *[W&I definition of elder abuse omitted]*; Edna violated W&I § 15610.30 by wrongful acts, misrepresentations, and omissions; Edna took, secreted, misappropriated or retained Decedent's property including the subject real property, and did so to a wrongful use or with the intent to defraud Decedent; as a direct and proximate result of Edna's violations, Decedent suffered pecuniary loss in an amount to be proven at trial according to proof; **under W&I Code, the following is requested be awarded by Court to the Petitioner:** reasonable attorneys' fees and costs; punitive damages; an attachment issued (by application of writ of attachment); fine or penalty up to 3 times greater than authorized by statute; all against Edna T. Valdez-Gilmore for the unlawful acts that constitute the financial abuse committed by Edna against Decedent;
- **Seventh Cause of Action – Breach of Fiduciary Duty:** Edna Valdez-Gilmore, by virtue of purportedly being Decedent's agent under the purported Power of Attorney is a fiduciary to Decedent, and as such owed fiduciary duties to Decedent; by engaging in the acts and omissions, Edna breached her fiduciary duties owed to Decedent; as a result of Edna's breach of fiduciary duties, Decedent suffered damages, the exact amount of which will be proven at trial; the acts of Edna were done maliciously, oppressively and with the intent to defraud Decedent so that punitive and exemplary damages pursuant to Civil Code § 3294 should be awarded in an amount to be ascertained at the time of trial according to proof;
- **Eighth Cause of Action – Imposition of Constructive Trust:** By virtue of Edna's exertion of undue influence over Decedent, Respondent holds title to all assets that she received from the Decedent, including the subject real property, as well as all income derived from such assets, as constructive trustee for the benefit of the persons entitled to distribution of Decedent's estate.

Petitioner prays for and Order of the Court:

1. Finding the purported Power of Attorney to be invalid *ab initio*;
2. Rescinding and nullifying the purported Grant Deed;
3. Finding that Edna T. Valdez-Gilmore is liable for fraud;
4. Ordering the conveyance of all property wrongfully obtained from the Decedent by Edna T. Valdez-Gilmore, including the subject real property, back to the estate of the Decedent;
5. Imposing damages under Probate Code § 859;
6. Finding that Edna T. Valdez-Gilmore is liable for elder abuse pursuant to Welfare & Institutions Code § 15610 et seq.;
7. Imposing a constructive trust on all assets that Edna T. Valdez-Gilmore received from the Decedent, including without limitation the subject real property as well as all income derived from such assets;
8. For attorneys' fees and costs pursuant to Welfare & Institutions Code § 15610.30;
9. For punitive and exemplary damages against Edna T. Valdez-Gilmore in a sum sufficient to punish and make an example of Edna T. Valdez-Gilmore;
10. Declaring that Edna T. Valdez-Gilmore forfeited her interest in any recovery of any damages and costs awarded under this action in the Decedent's property, and that her interest shall instead be distributed as though she predeceased the Decedent without issue; and
11. Awarding attorneys' fees and costs to Petitioner.

Attorney Poochigian, Mark S. (for Petitioner Nancy Valdez Mendez)

Petition for Letters of Administration; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 10/7/2013			NANCY VALDEZ MENDEZ , daughter, is Petitioner and requests appointment as Administrator with bond set at \$160,000.00 .	NEEDS/PROBLEMS/COMMENTS: <u>Note:</u> If <i>Petition</i> is granted, Court will set status hearings as follows: <ul style="list-style-type: none"> • Tuesday, May 26, 2015 at 9:00 a.m. in Dept. 303 for filing proof of bond; • Tuesday, September 22, 2015 at 9:00 a.m. in Dept. 303 for filing of inventory and appraisal; and • Thursday, June 23, 2016 at 9:00 a.m. in Dept. 303 for filing of first account and/or petition for final distribution. 	
Cont. from					
	Aff.Sub.Wit.				Full IAEA — OK
✓	Verified				
	Inventory				Decedent died intestate.
	PTC				
	Not.Cred.				
✓	Notice of Hrg		Residence — Fresno Publication — Business Journal		
✓	Aff.Mail	W/			
✓	Aff.Pub.		Estimated value of the Estate:		
	Sp.Ntc.		Real property - \$160,000.00		
	Pers.Serv.		Total - \$160,000.00		
	Conf. Screen				
✓	Letters		Probate Referee: Rick Smith		
✓	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
	UCCJEA				
	Citation				
	FTB Notice				

Reviewed by: LEG
Reviewed on: 4/20/15
Updates:
Recommendation:
File 29B - Valdez

Petition - Appoint Temporary Guardian

			<u>GENERAL HEARING: 06/18/15</u>	NEEDS/PROBLEMS/COMMENTS:
			BRENDA MUNOZ and TEODORO MUNOZ , non-relatives, are Petitioners.	1. Need Notice of Hearing. 2. Need proof of personal service at least 5 court days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Temporary Guardian of the Person <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for Thomas Dominguez (father).
			Father: THOMAS DOMINGUEZ	
			Mother: PRECILLA VILLA – Consent & Waiver of Notice filed 04/10/15	
Cont. from			Paternal grandfather: MANUEL DOMINGUEZ	
	Aff.Sub.Wit.		Paternal grandmother: ODILIA DOMINGUEZ	
✓	Verified		Maternal grandfather: RAY VILLA	
	Inventory		Maternal grandmother: MARIASALA MARAVILLO	
	PTC		Siblings: THOMAS DOMINGUEZ (8), ISABEL DOMINGUEZ (7)	
	Not.Cred.		Petitioners state that Teodoro is the former step-father of the children's mother and that they have maintained a familial relationship with the mother. Petitioner states that in November 2013, the mother asked Petitioners to take custody of her three youngest children because she could not care for all 5 of her children. The father has a criminal record and his intentions toward the children is unknown. The mother consents to the guardianship as well as adoption of the children by Petitioners. Petitioners request temporary guardianship so the children will be safe and secure in their home during the guardianship and adoption proceedings. Petitioners are concerned that the father may try to remove the children for their home upon learning of the proceedings.	
	Notice of Hrg	x		
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.	x		
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
				Reviewed by: JF Reviewed on: 04/20/15 Updates: Recommendation: File 30 - Dominguez

31 Estanislada Olivia Salazar (GUARD/P) Case No. 15CEPR00386

Atty Mora, Ismael (pro per – former step-father of mother/Petitioner)

Atty Mora, Eva (pro per – sister of Ismael Mora/Petitioner)

Petition - Appoint Temporary Guardian

			<u>GENERAL HEARING: 06/15/15</u>	NEEDS/PROBLEMS/COMMENTS:
			ISMAEL MORA and EVA MORA , former stepdad and his sister, are Petitioners.	1. Need <i>Notice of Hearing</i> . 2. Need proof of personal service at least 5 court days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Temporary Guardian of the Person or Consent & Waiver of Notice</i> for: a. Ginger Salazar (mother) b. Father (unknown) – <i>unless diligence is found</i>
Cont. from				
	Aff.Sub.Wit.		Father: UNKNOWN – <i>Declaration of Due Diligence</i> filed 04/13/15 states that the father is unknown and has never been involved in the child's life Mother: GINGER SALAZAR Paternal grandparents: UNKNOWN Maternal grandfather: UNKNOWN Maternal grandmother: IRENE SALAZAR Sibling: ISMAEL MORA, JR. Petitioners state [see Petition for details].	
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg	X		
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.	X		
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
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✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: JF Reviewed on: 04/20/15 Updates: Recommendation: File 31 - Salazar	

DOD: 8-7-10		<p>JOHN P. MCCANN and COLLEEN E. DEMPSEY, Co-Executors with Full IAEA without bond, are Petitioners.</p> <p>I&A Partial No. 1 (Corrected) filed 2-18-15 indicates \$64,134.87 cash plus various securities and an annuity contract, for a total of \$446,813.85.</p> <p>I&A Partial No. 2 (Final) filed 2-28-14 indicates an additional \$31,737.23 in cash.</p> <p>Total Inventory and Appraisal Value: \$478,551.08.</p> <p>Petitioners state they are holding a balance of \$525,773.97, of which \$368,334.12 is in cash. Cash of \$200,000.00 can be distributed to John P. McCann and Colleen E. Dempsey as Co-Trustees of the Surviving Trustor's Trust in accordance with the decedent's will without loss to creditors or injury to the estate of any interested person. The Surviving Trustor's Trust is the sole beneficiary of the estate and the aggregate of all property distributed does not exceed 50% of the net value of the estate. The value of the amount remaining in the hands of the personal representatives after the preliminary distribution will be \$325,773.97, which is more than sufficient to pay all commissions, fees and costs of administration.</p> <p>The estate is not in a position to close because the personal representatives are waiting for a final determination of the claim against Daniel J. McCann for monies alleged to have been taken by Mr. McCann from the decedent filed in the trust matter 11CEPR00871. The monies may belong to the decedent's estate.</p> <p>No prior distributions have been made in this matter. Petitioners request the Court waive bond under §11622.</p> <p>Petitioners pray for an order of this Court as follows:</p> <ol style="list-style-type: none"> 1. That cash in the amount of \$200,000.00 be ordered distributed to John P. McCann and Colleen E. Dempsey, Co-Trustees of the Surviving Trustor's Trust, the sole beneficiary of the estate; 2. That no bond will be required of the distributed in this matter; 3. The costs of this proceeding be ordered paid by the estate; and 4. Such further orders as the Court may deem proper. 	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>This matter is set for 3:30 pm in Dept. 502.</u></p> <p>Note: Objections were filed 3-24-15 by Objectors Kathleen M. Whitehurst, Kevin J. McCann and Timothy J. McCann. Objectors request that the petition be denied and that the Court instruct Petitioners to prepare and file a complete account current and report of their administration of the estate. Declaration of William J. Keeler in Support of Objections was also filed on 4-13-15.</p> <p>Note: The Co-Executors have now filed their First Account pursuant to Probate Code §12200. A date has not yet been set.</p>	
	Aff.Sub.Wit.			
✓	Verified			
✓	Inventory			
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✓	Letters			
	Duties/Supp			
✓	Objections			
	Video Receipt			
	CI Report			
✓	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
✓	FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 3-23-15</p> <p>Updates: 3-24-15, 4-14-15</p> <p>Recommendation:</p> <p>File 1 - McCann</p>		